

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

June 6, 2012
6:00 P.M.

Mayor Michael W. Tucker called the meeting to order.

ROLL CALL

The following Common Council members answered the roll call:

Aldermen Kibler, Lombardi, McCaffrey, Fogle, Schrader, and Genewick.

RECESS

Recess for public input.

060612.1

APPROVAL OF MINUTES

On motion of Alderman Kibler, seconded by Alderman Lombardi, the minutes of the Regular Meeting of May 16, 2012 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

FROM THE MAYOR

Appointments:

5/21/12 David E. Sheehan, 126 LeVan Avenue, Lockport, NY appointed as Streets Crew Leader effective May 15, 2012. Said appointment is provisional and subject to the City of Lockport Civil Service rules and regulations.
Received and filed.

5/30/12 Anne E. McCaffrey, 556 Willow Street, Lockport, NY appointed as Commissioner of Deeds. Said term expires December 31, 2013.
Received and filed.

5/31/12 Roger D. Lance, Jr., 7361 Winbert Ext., North Tonawanda, NY appointed as Commissioner of Deeds. Said term expires December 31, 2013.
Received and filed.

6/6/12 Matthew D. MacNiel, 1468 Cambridge Avenue, North Tonawanda, NY appointed as Commissioner of Deeds. Said term expires December 31, 2013.
Received and filed.

FROM THE CITY CLERK

The Clerk submitted payrolls, bills for services and expenses, and reported that the Department Heads submitted reports of labor performed in their departments. Referred to the Finance Committee.

Communications (which have been referred to the appropriate City officials)

5/21/12 Richelle J. Pasceri, City Clerk, notification of bid proposals for Refurbishing Primary Clarifiers 1 & 2 at the Wastewater Treatment Plant were received and opened on May 18, 2012 as follows:

Spensieri Diversified, LLC Syracuse, NY	\$420,316.00
Kohl Construction Inc. Alden, NY	\$552,800.00
Niagara Coating Services, Inc. Niagara Falls, NY	\$563,066.00

Referred to the Director of Engineering.

5/24/12 Duane W. Priset, Senior Pastor, Emmanuel United Methodist Church – request permission to conduct their annual block party on July 18, 2012.
Referred to the Committee of the Whole

Notice of Defect:

5/14/12 274 Church Street, Lockport, NY – tree
5/21/12 57 Summit Street, Lockport, NY – tree
5/21/12 28 - 32 Gaffney Road, Lockport, NY – tree
5/31/12 69 Beverly Avenue, Lockport, NY – tree
5/31/12 205 Union Street, Lockport, NY – tree

Referred to the Director of Engineering.

Notice of Claim:

5/17/12 Pat Schrader, 32 Gaffney Road, Lockport, NY
6/4/12 Judith A. Tracy, 45 Ontario Street, Apt 909, Lockport, NY
Referred to Corporation Counsel

MOTIONS & RESOLUTIONS

060612.2

By Alderman Genewick:

Resolved, that the Mayor and City Clerk be authorized to issue orders in favor of the claimants for payrolls, bills, and services to be paid on June 8, 2012.

Seconded by Alderman Lombardi and adopted. Ayes 6.

060612.3

By Alderman Genewick:

Resolved, that claims authorized for payment by the Director of Planning and Development, and subsequently paid from the Community Development Escrow Account, be and the same are hereby approved.

Seconded by Alderman McCaffrey and adopted. Ayes 6.

060612.4

By Alderman Lombardi:

Resolved, that the Mayor and Common Council do hereby extend congratulations and appreciation to the following City employees for their years of dedicated service to the City of Lockport:

<u>Employee</u>	<u>Years of Service</u>	<u>Title</u>
Mark J. Haenle	25	Public Works Supervisor
Benjamin L. LeSold	15	Firefighter
Chad E. Ruchala	15	Firefighter

Seconded by Alderman Fogle and adopted. Ayes 6.

060612.5

By Alderman Schrader:

Whereas, Resolution 111611.6E authorizes design services from Conestoga-Rovers & Associates for roof replacement of various City Buildings, and

Whereas, additional task have been requested as follows:

Design services to install HVAC in the Filter Press Building of the WWTP add \$12,400

Design services to conceal and protect Police camera feeds and antennas atop the Municipal Building add \$7,500

Design services to supply an additional On-site inspector to cover multiple roof projects at the same time add \$56,800

Total additional design cost is \$76,700.

Now, therefore be it

Resolved, that the Mayor, subject to Corporation Counsel approval, be and the same is hereby authorized and directed to increase the Contract vale to Conestoga-Rovers and Associates by \$76,700.

Seconded by Alderman Genewick and adopted. Ayes 6.

060612.6

By Alderman Schrader:

Resolved, that pursuant to the request of Papa Leos, permission is hereby granted to install and maintain a dumpster in the City's right of way in Parking Lot #9 subject to the following provisions:

filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured, leaving the City free and clear of all liability in connection therewith,

a fence must be installed and maintained to conceal the dumpster,

Papa Leo's will maintain all responsibility for unauthorized dumping in the area of the dumpster.

Seconded by Alderman Kibler and adopted. Ayes 6.

060612.7

By Alderman Schrader:

Resolved, that pursuant to their request, permission is hereby granted the residents of South Street to barricade South Street from Locust Street to Elm Court on Saturday, June 9, 2012, for a block party, and be it further

Resolved, that the Director of Engineering be and the same is hereby authorized and directed to arrange for delivery of barricades to said area prior to said event.

Seconded by Alderman Lombardi and adopted. Ayes 6.

060612.8

By Alderman Genewick:

Whereas, the City of Lockport adopted resolution 092111.4 to execute a Contract with the NY Power Authority got an energy audit, and

Whereas, said audit has revealed five possible projects at an estimated construction cost of \$871,778 that could result in energy savings generating a payback period of 12.2 years, and

Whereas, the Director of Engineering recommends continuance of the investigative phase on all five projects at a cost of \$9,035, and

Whereas, said investigative cost will be rolled into the total project cost as long as the project is carried to implementation, and

Whereas, said project cost will be funded by the NY Power Authority as long as the project is carried to implementation with reimbursement made to the NY Power Authority through energy savings, now therefore be it

Resolved, that the Mayor, subject to Corporation Counsel approval, be and the same is hereby authorized and directed to execute a contract with the NY Power Authority for said investigative phase at a cost of \$9,035.

Seconded by Alderman Schrader and adopted. Ayes 6.

060612.9

By Alderman Lombardi:

Resolved, that pursuant to their request, permission is hereby granted the Emmanuel United Methodist Church to barricade Wakeman Alley on Wednesday, July 18, 2012, for a block party, and be it further

Resolved, that the Director of Engineering be and the same is hereby authorized and directed to arrange for delivery of barricades and traffic cones to said area prior to said event.

Seconded by Alderman McCaffrey and adopted. Ayes 6.

060612.10

By Alderman Schrader:

Whereas, the City of Lockport desires to refurbish Primary Clarifiers One and Two at the Wastewater Treatment Plant, and

Whereas, bids were received on May 18, 2012, and

Whereas, the Director of Engineering has reviewed said bids and interviewed the lowest bidder, and

Whereas, the Director of Engineering recommends approval and award of the Contract to Spensieri Diversified, LLC, now it therefore be

Resolved, that the Mayor, subject to Corporation Counsel approval, be and the same is hereby authorized and directed to execute a contract with Spensieri Diversified, LLC, 15 Dwight Park Drive, Syracuse, NY for Refurbish Primary Clarifiers One and Two, City of Lockport Wastewater Plant, 611 West Jackson Street at a cost of \$420,316 plus a contingency amount of \$42,032.00 to be charged to account # 004-0004-0520-4119.

Seconded by Alderman Fogle and adopted. Ayes 6.

060612.10A

By Alderman Schrader:

Whereas, Housing Visions Consultants, Inc. (hereinafter "HVC") provides the necessary reinvestment in blighted neighborhoods to revitalize the community and quality affordable housing, and

Whereas, HVC is in the process of building several affordable housing complexes along Genesee Street, and

Whereas, on Wednesday, April 25, 2012, the Contractor for HVC excavated a portion of Genesee Street to for the purpose of installing two lateral sewer lines to connect to the City Sewer Main, and

Whereas, upon excavation of the roadway it was discovered by the Contractor that no City sewer main exists for 153, 155 and 159 Genesee Street, and

Whereas, the Common Council has the power under Section 175 of the Charter to make or order and direct the making of such general or local improvements in the streets or public grounds of said city as it shall deem for the best interests of the said city and make, regulate and repair public sewers, drains and vaults, extend water mains in said city; and generally it may order and direct all public improvements and expenditures in the streets, sidewalks and public places in said city, and appropriate and expend all moneys raised by tax or assessment for such purposes in said city, and

Whereas, in accordance with Section 4 of the Charter the City of Lockport may take, purchase, hold sell and convey real and personal property by gift, grant, purchase, bequest, devise and by condemnation, and

Whereas, HVC by and through their contractor has offered to gift the materials and labor to the City necessary for the installation of a City Main, and

Whereas, the installation shall be in accordance with all applicable permits, ordinances and laws, and

Whereas, upon the completion of the installation of the sewer main by HVC the City shall take full control and ownership of said sewer main for the benefit of its residents, now therefore be it

Resolved, that HVC and its contractors are hereby granted permission to install as a gift of personal property a sewer main on Genesee Street necessary to service 153, 155 and 159 Genesee Street, and be it further

Resolved, that upon the completion of the installation the sewer main shall be the sole property of the City and the City of Lockport shall be solely responsible for the care and maintenance of the same for the remainder of its life, and be it further

Resolved, that the design plans be designed by the Director of Engineering.

Seconded by Alderman Schrader and adopted. Ayes 6.

060612.10B

By Alderman Genewick:

Resolved, that pursuant to their request, Vietnam Veterans of America, Chapter 268, is hereby granted permission to conduct their annual vigil at Veteran's Park on June 16, 2012 beginning at noon. Said permission is subject to Vietnam Veterans of America filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured, and be it further

Resolved, that the Director of Engineering is hereby authorized and directed to make arrangements to deliver picnic tables and trash receptacles to said area prior to the event.

Seconded by Alderman Kibler and adopted. Ayes 6.

060612.10C

By Alderman Kibler:

Whereas, resolution 070710.12, Flexcare, Inc. recommended that the Lockport Housing Authority and the Lockport Public Library participate as sub-groups in the City's medical insurance benefit plans, and

Whereas, Flexcare Inc., has reconsidered their recommendation, now therefore be it

Resolved, that effective January 1, 2013, resolution #070710.12 adopted by the Common Council at their July 7, 2010 meeting, be and the same is hereby rescinded, and be it further

Resolved, that the City Clerk is hereby authorized and directed to forward a communication to the Lockport Housing Authority and the Lockport Public Library regarding the same.

Seconded by Alderman Fogle and adopted. Ayes 6.

060612.11

ADJOURNMENT

At 6:18 P.M. Alderman Kibler moved the Common Council be adjourned until 6:00 P.M., Wednesday, June 20, 2012.

Seconded by Alderman Schrader and adopted. Ayes 6.

RICHELLE J. PASCERI
City Clerk